



Commissioner for Patents  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/804,299	03/13/2001	Shigenabu Sekine	46-191

**CONFIRMATION NO. 9283**  
**ABANDONMENT/TERMINATION**  
**LETTER**



\*OC000000009751928\*

Date Mailed: 04/02/2003

**NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)**

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/16/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

**RECEIVED**

MAY 23 2003

**OFFICE OF PETITIONS**



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 46191  
*DAR \$*

In re patent application of

SEKINE et al.

Serial No. 09/804,299

Filed: March 13, 2001

For: METAL POWDER WITH NANO-COMPOSITE STRUCTURE AND ITS PRODUCTION  
METHOD USING A SELF-ASSEMBLING TECHNIQUE

Group Art Unit: 1742

Examiner: Not Assigned

TRANSMITTAL OF RESPONSE/PETITION**Attention: Office of Petitions**

Hon. Commissioner of Patents

and Trademarks

P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Response in the above-captioned application. The fee has been calculated as shown below. (*Small entity fees indicated in parentheses.*)

CLAIMS AS AMENDED						
(1)	(2)	(3)	(4)	(5)	(6)	(7)
	Claims Remaining After Amendment		Highest Number Previously Paid For	Extra Claims	Rate	Fee
Total Claims	64	-	64	0	18.00	0
(Small Entity)					(9.00)	
Independent claims	8	-	8	0	84.00	0
(Small Entity)					(42.00)	
Multiple Dependent	0	-	0	0	280.00	0
Petition Fee-Rule 1.137(b)					\$1,300	\$1,300.00
Extension of Time	One Month		Two Months	Three Months		
Fee	\$110		\$410		\$930	0
(Small Entity)	(\$55)		(\$205)		(\$465)	0
Total						\$1,300.00

The above fees are believed to be correct. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0687 under the above Attorney Docket Number for which purpose this paper is submitted in duplicate. CUSTOMER NO. 20736

Respectfully submitted,

Paul E. White, Jr.  
Reg. No. 32,011  
Tel. No. 202-261-1050  
Fax No. 202-887-0336

Date: May 20, 2003

Manelli Denison & Selter, PLLC  
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Suite 700  
Washington, D.C. 20036-3307  
202.261.1000

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/804,299	03/13/2001	Shigenabu Sekine	46-191

20736  
FARKAS & MANELLI  
2000 M STREET NW SUITE 700  
WASHINGTON, DC 200363307

CONFIRMATION NO. 9283

FORMALITIES LETTER



\*OC000000005971239\*

Date Mailed: 04/16/2001

**NOTICE TO FILE CORRECTED APPLICATION PAPERS**

***Filing Date Granted***

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

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09/804,299 - 6352008 #5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

SEKINE et al.

Group Art Unit: 1742

Application No.:09/804,299

Examiner: Not Yet Assigned

Filed: March 13, 2001

For: METAL POWDER WITH NANO-COMPOSITE STRUCTURE  
AND ITS PRODUCTION METHOD USING A  
SELF-ASSEMBLING TECHNIQUE

\* \* \* \* \*

May 20, 2003

RESPONSE

Hon. Commissioner of Patents  
and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Corrected Application Papers, dated April 16, 2001 (copy attached hereto), the applicant submits substitute drawings, Figures 8-11, having appropriate margins.

Of the Figures 1-11 filed with the subject application, two have been found to have inappropriate margins, namely Figures 8 and 9, and thus substitute drawings for these figures are attached hereto. The top margins of Figures 10 and 11 are exactly one (1) inch, so to be safe, substitute drawings for Figures 10 and 11 are also attached hereto. The margins of substitute drawings for Figures 8-11 are proper under 37 CFR 1.84.

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OFFICE OF PETITIONS

SEKINE et al – Application No. 09/804,299

The applicant submits that the above is a full and complete response to the Notice. The applicant respectfully requests entry of this response and favorable consideration of this application.

Respectfully submitted,

MANELLI DENISON & SELTER, PLLC

By Paul E. White, Jr.

Paul E. White, Jr.

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